



APPLICATION No.: 09/729,353
ATTORNEY DOCKET No. 52493.000047

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of :)
)
Theresa M. Knox et al.) Group Art Unit: 3623
)
Serial No.: 09/729,353) Examiner: Jeanty, Romain
)
Filed: December 5, 2000) Confirmation No.: 6721

For: **TEST PLAN REVIEW PROCESS**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 4 - 2004

GROUP 3600

TRANSMITTAL

Transmitted herewith is a response in the above-identified application. Fees have been calculated as shown below:

CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Extra	Rate		Amount
				Large Entity	Small Entity	
Number of Claims in Excess of 20	19	19	0	\$ 18.00	\$ 9.00	\$ 0.00
Independent Claims in Excess of 3	4	4	0	\$ 84.00	\$ 42.00	\$ 0.00
First Presentation of Multiple Dependent Claims				\$ 280.00	\$ 140.00	\$ 0.00
Extension a) One Month				\$ 110.00	\$ 55.00	\$ 0.00
Fee: b) Two Months				\$ 410.00	\$ 205.00	\$ 0.00
c) Three Months				\$ 930.00	\$ 465.00	\$ 0.00
d) Four Months				\$1450.00	\$ 725.00	\$ 0.00
e) Five Months				\$1970.00	\$ 985.00	\$ 0.00
Other:						\$ 0.00
TOTAL FEE DUE						\$ 0.00

- ☒ No additional fee is required.
☐ A check in the amount of \$_____ is attached.
☐ Charge \$ _____ to Deposit Account No. 50-0206.
☒ Charge any additional fees or credit any overpayment to Deposit Account No. 50-0206.

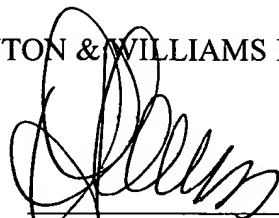
Also Attached:

- ☒ Return addressed postcard.

Respectfully submitted,

HUNTON & WILLIAMS LLP

By:

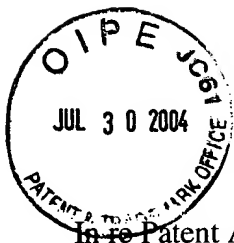


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Dated: July 30, 2004

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RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed June 30, 2004, Applicants hereby traverses the restriction requirement and requests reconsideration and withdrawal of such requirement.

Claims 1-19 are presently pending in the application.

A. SUMMARY OF RESTRICTION REQUIREMENT

The Office Action asserts that restriction to one of the following inventions is required under 35 U.S.C. 121:

Invention I: Claims 1-7; and

Invention II: Claims 8-19.

The Office Action asserts that inventions I and II are distinct from each other because: (1) Group I has a separate utility from Group II, i.e., scheduling a test plan review, and (2) the search required for Group I is not required for Group II.

B. ELECTION

In the event that the election requirement is not withdrawn, Applicants hereby provisionally elects Group I (Claims 1-7) with traverse. Accordingly, in view of the restriction requirement, Applicants request examination of claims **1-7**.

C. TRAVERSAL

Applicant respectfully traverses the restriction requirement. It is respectfully submitted that, due to the related subject matter of the claims, a complete and thorough search of the claims identified above as belonging to Group I would involve a search of the areas relevant to the non-elected claims. Accordingly, Applicant submits that the burden on the Examiner does not warrant requiring Applicant to pay duplicative PTO fees and perform duplicative prosecution to obtain patent protection for the present invention.

Withdrawal of the restriction requirement is respectfully requested.

D. CONCLUSION

Applicant believes that no fees are necessary in connection with the filing of this document. In the event any fees are necessary, please charge or credit any such fees, including fees for any extensions of time, to the undersigned's Deposit Account No. 50-0206.

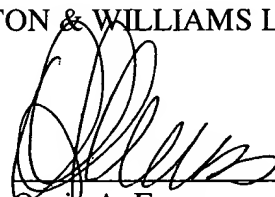
The Examiner is respectfully requested to call Applicant's undersigned representative at the telephone number below if any assistance might be provided to the Examiner in the examination of the application.

Should there be anything further required to place the application in better condition for allowance, the Examiner is invited to contact Applicants' undersigned representative at the telephone number listed below.

Respectfully submitted,

HUNTON & WILLIAMS LLP

By:



Ozzie A. Farres

Registration No. 43,606

Dated: July 30, 2004

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